IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.47368 of 2008
SANDEEP NAYYAR @ SONU
Versus
STATE OF BIHAR & ANR
---

2. 17.12.2008 Heard the learned Counsel for the petitioner and the learned counsel for the State.

The petitioner who is the husband renews his prayer for anticipatory bail in a complaint case under Sections 498A and 406 of the Penal Code.

The earlier prayer for anticipatory bail was rejected in Cr. Misc. No. 34335 of 2005 against which the Special Leave Petition was also dismissed.

In Cr. Misc. No. 26018 of 2007 this Court had noticed that the reconciliation between them proved short lived. It is now urged that in the restitution proceeding preferred by the petitioner, though he was willing, it was the complainant who was only interested in harassing him.

This Court in the entirety of the matter is not satisfied that he is entitled to the privilege of anticipatory bail. However, this Court does consider it proper to direct that his application for regular bail be taken up on the date that he surrenders and disposed off in accordance with law keeping in mind his willingness for revival of matrimonial harmony not reciprocated by the complainant and the law laid down by this Court in 498A matters without being without being prejudiced by the present order.

This application is dismissed.

Snkumar/-

(Navin Sinha,J.)

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